

IFW 2617

Attorney's Docket No.: 015685.P068 Patent  
In re the Application of: Paul Petrus  
(inventor(s))  
Application No.: 09/668,664  
Filed: September 22, 2000  
For: METHOD AND APPARATUS FOR DETERMINING AN OPERATING CONDITION IN  
A COMMUNICATIONS SYSTEM  
(title)

Mail Stop Amendment  
COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, VA 22313-1450

SIR: Transmitted herewith is a **Response and Amendment** for the above-referenced application.

       Applicant claims small entity status. See 37 CFR 1.27.

  X   No additional fee is required.

The fee has been calculated as shown below:

(Col. 1)		(Col. 2)		(Col. 3)	SMALL ENTITY		OTHER THAN A SMALL ENTITY	
	Claims Remaining After Amd.		Highest No. Previously Paid For	Present Extra	Rate	Additional Fee	Rate	Additional Fee
Total Claims	* 42	Minus	** 42	0	X25	\$	X50	\$ 0
Indep. Claims	* 7	Minus	*** 7	0	X100	\$	X200	\$ 0
<div>First Presentation of Multiple Dependent Claim(s)</div>					+180	\$	+360	\$
					Total Add. Fee	\$	Total Add. Fee	\$ 0

\* If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.

\*\* If the "Highest No. Previously Paid For" IN THIS SPACE is less than 20, write "20" in this space.

\*\*\* If the "Highest No. Previously Paid For" IN THIS SPACE is less than 3, write "3" in this space. The "Highest No. Previously Paid For" (Total or Independent) is the highest number found from the equivalent box in Col. 1 of a prior amendment or the number of claims originally filed.

#### FIRST CLASS CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage in an envelope addressed to Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

on July 5, 2006  
Date of Deposit

Yuko Tanaka  
Name of Person Mailing Correspondence

Y. Tanaka 7-5-06  
Signature Date

\_\_\_\_\_ A check in the amount of \$\_\_\_\_\_ is attached for presentation of additional claim(s).

\_\_\_\_\_ Applicant(s) hereby Petition(s) for an Extension of Time of \_\_\_\_\_ month(s) pursuant to 37 C.F.R. § 1.136(a).

\_\_\_\_\_ A check for \$\_\_\_\_\_ is attached for processing fees under 37 C.F.R. § 1.17.

\_\_\_\_\_ Please charge my Deposit Account No. 02-2666 the amount of \$\_\_\_\_\_.

A duplicate copy of this sheet is enclosed.

☒ The Under Secretary of Commerce for Intellectual Property and Director of the United States Patent and Trademark Office is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 02-2666 (a duplicate copy of this sheet is enclosed):

☒ Any additional filing fees required under 37 C.F.R. § 1.16 for presentation of extra claims.

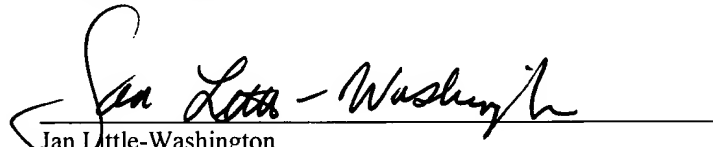
☒ Any extension or petition fees under 37 C.F.R. § 1.17.

BLAKELY SOKOLOFF TAYLOR & ZAFMAN LLP

Date: \_\_\_\_\_

7/5/2006

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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Paul Petrus

Serial No.: 09/668,664

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 DETERMINING AN OPERATING  
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 SYSTEM

Examiner: Smith, Sheila B.

Art Unit: 2617

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 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

**RESPONSE AND AMENDMENT UNDER 37 C.F.R. §§1.111 AND 1.121**

Sir or Madam:

In response to the Office Action mailed April 5, 2006, Applicants submit the following Amendment and Remarks. Claim Amendments begin on page 2 of this paper. Remarks begin on page 11 of this paper. Applicants respectfully request that the Examiner reconsider the Application.

It is not believed that extensions of time are required beyond those that may otherwise be provided for in documents accompanying this paper. However, if additional extensions of time are necessary to prevent abandonment of this application, then such extensions of time are hereby petitioned under 37 C.F.R. §1.136(a), and any fees required therefore are hereby authorized to be charged to Deposit Account No. 02-2666. Please credit any overpayment to the same deposit account.

Kindly enter the following Amendment and consider the following Remarks.